



16523 U.S. PTO
121503



10/736133 U.S. PTO
121503

ADLER & ASSOCIATES

P.O. BOX 710509
HOUSTON, TEXAS 77271-0509

WRITER'S DIRECT DIAL
(713) 270-5391
WRITER'S DIRECT FACS.
(713)-270-5361
E. MAIL: BADLER1@houston.rr.com

INTELLECTUAL PROPERTY LAW
(PATENT, BIOTECHNOLOGY, COMPUTER,
TRADEMARK & TRADE SECRET LAW)

December 15, 2003

Docket No.: D6462CIP

MS PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith for filing is the continuation-in-part patent application which claims benefit of priority under 35 U.S.C 120 of U.S. Serial No. 10/441,341, filed May 20, 2003 which claims benefit of priority under 35 U.S.C. 119(e) of USSN 60/381,948, filed May 20, 2002, now abandoned in the:

Name of: **Marchitto, Kevin S. and Flock, Stephen T.**
For: *Electromagnetic Treatment of Tissues and Cells*

CLAIMS AS FILED

Fee for:	Small entity	Amount
Basic fee	\$ 385	\$ 385
Each independent claim in excess of 3 (1)	\$ 43	\$ 43
Each claim excess of 20 (49)	\$ 9	\$ 441
Multiple dependent claim		
	TOTAL FILING FEE	\$ 869

Please charge my Deposit Account No. 07-1185 in the total amount of the filing fee and the assignment recordation fee if any.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 07-1185.

Any additional fees under 37 CFR 1.16.
 Any application processing fees under 37 CFR 1.17.

Small Entity Statement

Applicants hereby claim small entity status under 37 CFR 1.27(d).

Relate Back--35 U.S.C. 120

This continuation-in-part application claims benefit of priority under 35 U.S.C 120 of U.S. Serial No. 10/441,341, filed May 20, 2003 which claims benefit of priority under 35 U.S.C. 119(e) of USSN 60/381,948, filed May 20, 2002, now abandoned.

Assignment

The application is assigned by the inventors to the _____.

Sequence Listing

The sequence listing is enclosed, including a paper copy, a copy on disk for the computer readable form and a compliance letter indicating that the sequence listing on the paper copy and the disk are one and the same.

Drawings

Figures 1A-1B, 2A-2C, 3A-3B, 4A-4C, 5-6, 7A-7B, 8, 9A-9B, 10-12, 13A-13C, 14A-14B, 15-17, 18A-18D, 19A-19B, and 20-22 are enclosed herewith on 21 sheets.

Power of Attorney

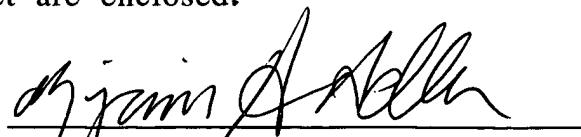
is attached.

Address all future communications to:

Benjamin Aaron Adler
ADLER & ASSOCIATES
8011 Candle Lane
Houston TX 77071
(713) 777-2321
BADLER1@houston.rr.com

Two photocopies of this sheet are enclosed.

Date: Dec 15, 2003



Benjamin Aaron Adler, Ph.D., J.D.
Counsel for Applicant
Registration No. 35,423

121503
16523 U.S. PTO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Marchitto, K. and
Flock, S.

§ ART UNIT:

FILED: December 15, 2003

§ EXAMINER:

SERIAL NO.:

§ DOCKET:
§ D6462CIP

FOR: Electromagnetic Treatment of
Tissues and Cells

MS PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING UNDER 37 CFR 1.10

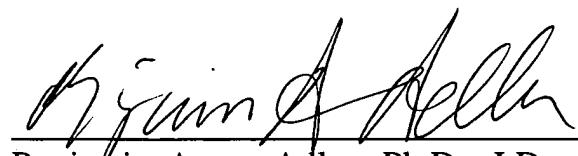
Dear Sir:

I hereby certify that the following documents, which are attached, are being deposited, under 37 CFR 1.10, with the United States Postal Service "Express Mail Post Office to Addressee" service as Express Mail No. EV4177041154US in an envelope addressed to: MS PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below:

- 1) Continuation-in-part application + 21 sheets of drawings;
- 2) Transmittal Letter;
- 3) Two (2) Combined Declarations and Powers of Attorney;
and
- 4) Return postcard.

Please return the enclosed postcard acknowledging receipt of this correspondence.

Respectfully submitted,



Benjamin Aaron Adler, Ph.D., J.D.
Counsel for Applicant
Registration No. 35,423

Date: Dec 15, 2003
ADLER & ASSOCIATES
8011 Candle Lane
Houston, Texas 77071
(713) 270-5391
badler1@houston.rr.com